

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

AMANDA RODGERS,

Plaintiff,

V.

DONNA ARMENTA LAW, et al.,
Defendants.

Case No.: 2:22-cv-00042-JCM-NJK

ORDER

Plaintiff initiated this case on January 1, 2022. Docket No. 1. Other than filing a proof of service, however, Plaintiff took no action to advance the case. *See* Docket No. 5. As a result, on May 3, 2022, the Court ordered Plaintiff to show cause as to why this case should not be dismissed for failure to prosecute. Docket No. 6.

14 The day after the Court issued its order to show cause, Plaintiff filed a notice of settlement.
15 Docket No. 7. Plaintiff has now responded to the Court's order to show cause, stating that she was
16 in constant contact with Defendants and asking the Court not to dismiss the case. Docket No. 8.

Plaintiff has a duty to prosecute a case that she files and, if she fails to do so, the case may be dismissed. *See Fed.R.Civ.Pro. 41(b).* Whether or not Plaintiff was in contact with Defendants, she failed to prosecute her case in this Court. Nonetheless, as the parties have agreed to a settlement, the Court will exercise its discretion not to dismiss the case to allow the parties to finalize settlement.

22 Accordingly, the order to show cause, Docket No. 6, is **DISCHARGED**. The parties must
23 file a stipulation of dismissal no later than **JUNE 10, 2022**. FAILURE TO COMPLY WITH THIS
24 ORDER MAY RESULT IN SANCTIONS.

IT IS SO ORDERED.

Dated: May 18, 2022.

~~NANCY J. KOPPE
UNITED STATES MAGISTRATE JUDGE~~